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PAGES (WITH COVER)

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REFERENCE NO

10557/294282

CLIENT/MATTER NO.

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**COMMENTS**

The U.S. Patent and Trademark Office is asked to acknowledge receipt of:

1. Transmittal Form PTO/SB/21
2. Second Supplemental Information Disclosure Statement
3. PTO/SB/08a (2 sheets)

Application No.: 10/743,885

Filing Date: 12/22/03

First Named Inventor: Jason OTTO

Art Unit: 3732

Examiner: Eduardo C. ROBERT

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Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/743,885	
	Filing Date	December 22, 2003	
	First Named Inventor	Jason OTTO, et al.	
	Art Unit	3738	
	Examiner Name	ROBERT, Eduardo C.	
Total Number of Pages In This Submission	5	Attorney Docket Number	10557/294282

ENCLOSURES (check all that apply)				
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="text-align: center;">1. Form PTO/SB/08 (two sheets)</div>		
<table border="1" style="width: 100%;"> <tr> <td style="width: 20%;">Remarks</td> <td></td> </tr> </table>			Remarks	
Remarks				

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Aleta A. Mills, Reg. No. 47,794
Signature	<i>Aleta A. Mills</i>
Date	August 9, 2005

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Colleen Kadian		
Signature	<i>Colleen T. Kadian</i>	Date	August 9, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Jason OTTO, et al.  
SERIAL NO.: 10/743,885                      Group Art Unit: 3738  
FILED: December 22, 2003              EXAMINER: ROBERT, Eduardo C.  
FOR: HIGH PERFORMANCE KNEE PROSTHESES

ATTORNEY DOCKET NO.: 10557/294282

DATE: August 9, 2005

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**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with Rules 56, 97 and 98 of the Rules of Practice in Patent Cases (37 C.F.R. §§ 1.56, 1.97, and 1.98), the publications listed on the modified Form PTO/SB/08 are cited for consideration by the Examiner. The Office has waived the requirement under 37 C.F.R. 1.98(a)(2)(i) for submitting a copy of each cited U.S. patent for all U.S. national patent applications filed after June 30, 2003. Therefore, Applicants are not providing copies of the cited U.S. patents at this time.

Submission of the references provided in this Information Disclosure is not intended to constitute an admission that any reference referred to herein is prior art for this invention unless specially designated as such. Also, in accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or

U.S. Serial No. 10/743,885

Filed: December 22, 2003

## SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

This Information Disclosure Statement is being filed pursuant to 37 C.F.R. 1.97(b), before issuance of a first Office action on the merits. Applicant believes that no fee is due for submission and consideration of this paper. The Commissioner is authorized to charge any fees associated with this filing or credit any overpayment to Deposit Account No. 11-0855.

Respectfully submitted,



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PTO/SB/08 (08-03)

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Substitute for form 1449A/PTO

**ADDITIONAL  
INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 2

**Complete if Known**

Application Number	10/743,885
Filing Date	12/22/03
First Named Inventor	Jason OTTO
Art Unit	3732
Examiner Name	Eduardo C. ROBERT
Attorney Docket Number	10557/294282

U.S. PATENT DOCUMENTS					
Examiner Initials *	Cite No.†	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code² (if known)			
		2005/0055102	03-10-05	Tornier et al.	
		2005/0033424	02/10/05	Fell	
		2005/0021147	01/27/05	Tarabichi	
		2004/0267363	02/10/05	Fell et al.	
		2004/0204766	10/14/04	Sicbel	
		2004/0199250	10/07/04	Fell	
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		2004/0193280	09/30/04	Webster et al.	
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		6,911,044	06/28/05	Fell et al.	
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		6,623,526	09/23/03	Lloyd	
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		5,871,546	02/16/99	Colleran et al.	
		6,068,658	05/30/00	Insall et al.	
		6,306,172	10/23/01	O'Neil et al.	
		6,139,581	10/31/00	Engh et al.	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Substitute for form 1449A/PTO				<b>Complete if Known</b>	
<b>ADDITIONAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				Application Number	10/743,885
				Filing Date	12/22/03
				First Named Inventor	Jason OTTO
				Art Unit	3732
				Examiner Name	Eduardo C. ROBERT
Sheet	2	of	2	Attorney Docket Number	10557/294282

## U.S. PATENT DOCUMENTS Cont.

Examiner Initials *	Cite No. <sup>1</sup>	Document Number Number - Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		5,776,200	07/07/98	Johnson et al.	
		5,871,545	02/16/99	Goodfellow et al.	
		5,782,925	07/21/98	Collazo et al.	
		5,755,801	05/26/98	Walker et al.	
		5,413,604	05/09/95	Hodge	
		5,370,699	12/06/94	Hood et al.	
		5,609,645	03/11/97	Vinciguerra	
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		5,080,675	01/14/92	Lawes et al.	
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		4,963,152	10/16/90	Hofmann et al.	
		4,711,639	12/08/87	Grundei	
		4,207,627	06/17/80	Cloutier	
		4,938,769	07/03/90	Shaw	
		4,936,853	06/26/90	Fabian et al.	
		3,958,278	05/25/76	Lcc et al.	
		4,016,606	04/12/77	Murray et al.	

## FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>2</sup>
		Country Code <sup>2</sup> - Number <sup>2</sup> - Kind Code <sup>2</sup> (if known)				

## NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>

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